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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

INVENTOR(S) : James M. Ziobro  
TITLE : INTELLIGENT COLOR TO TEXTURE  
CONVERTER  
APPLICATION NO. : 09/725,384  
FILED : November 29, 2000  
CONFIRMATION NO. : 6573  
EXAMINER : Chante E. Harrison  
ART UNIT : 2628  
LAST OFFICE ACTION : July 10, 2006  
ATTORNEY DOCKET NO. : A0125Q-US-NP  
XERZ 2 00404

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Applicant hereby appeals to the Board of Patent Appeals and Interferences from  
a decision of the primary Examiner mailed July 10, 2006 finally rejecting claims 4-23.

Pursuant to 37 C.F.R. 1.17(b), the fee for this Notice of Appeal is \$500.00.

- ☒ This application is on behalf of other than a small entity.
- ☒ The Commissioner is hereby authorized to charge the payment for this  
Notice of Appeal to Xerox Corporation's Deposit Account No. 24-0037.  
The Commissioner is also hereby authorized to charge any additional fees  
that may be required to Deposit Account No. 24-0037. An additional copy  
of this sheet is attached.

11/14/2006 MBELETE1 00000009 09725384

01 FC:1401  
02 FC:1251

500.00 OP  
120.00 OP

OTHER DOCUMENTS ENCLOSED:

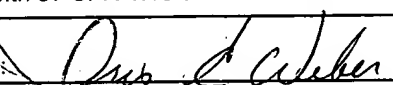
- ☒ A Petition for a one-month extension of time under 37 C.F.R. 1.136(a) and appropriate Credit Card Payment Form PTO-2038.
- ☒ Pre-Appeal Request for Review
- ☐ Response to Final Office Action dated
- ☐ Other: \_\_\_\_\_

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & McKEE LLP

November 10, 2006  
Date

  
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I hereby certify that this correspondence (and any item referred to herein as being attached or enclosed) is (are) being	
<input checked="" type="checkbox"/> deposited with the United States Postal Service as First Class Mail, addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.	
<input type="checkbox"/> transmitted to the USPTO by facsimile in accordance with 37 CFR 1.18 on the date indicated below.	
Express Mail Label No.:	Signature: 
Date: <u>November 10, 2006</u>	Name: Iris E. Weber